

STATE OF WASHINGTON

MIKE KREIDLER
STATE INSURANCE COMMISSIONER

Phone: (360) 725-7000



OFFICE OF
INSURANCE COMMISSIONER

In the Matter of)	No. D06-208
)	
AMERICAN SOUTHERN)	REVISED
INSURANCE COMPANY,)	CONSENT ORDER
)	IMPOSING A FINE
An Authorized Insurer)	
)	

Findings of Fact:

1. American Southern Insurance Company ("American Southern") is authorized to conduct insurance business in Washington State. It issues property, vehicle, marine transportation, casualty and surety insurance.
2. American Southern completed filing its calendar year 2005 Annual Statement and its 2005 April Supplemental filing on April 28, 2006.
3. The April Supplemental filing is a required annual statement supplement per the *National Association of Insurance Commissioners' Quarterly and Annual Statement Filing Instructions*. The Washington Office of the Insurance Commissioner ("OIC") also posts Annual Statement Filing Instructions on its website that indicate that this filing is due by April 1 of the following calendar year. AC 284-07-050 requires adherence to these filing instructions.

Conclusions of Law:

1. American Southern's failure to timely file its calendar year 2005 Annual Statement and 2005 April Supplemental filing constitutes two violations of RCW 48.05.250.
2. RCW 48.05.185 authorizes the Commissioner to impose a fine in lieu of or in addition to the suspension or revocation of an insurer's certificate of authority.

Consent to Order:

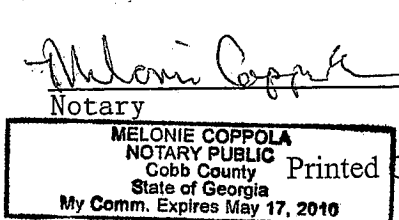
American Southern consents to the following, in order to resolve this matter without further legal or administrative proceedings. The Insurance Commissioner consents to resolve this matter in consideration of the insurer's payment of a fine as set forth below.



1. American Southern consents to the entry of the foregoing Findings of Fact and Conclusions of Law, and acknowledges its duty to comply fully with all applicable laws and regulations of the State of Washington. It waives further administrative or legal challenge to the actions taken, or to be taken, by the Insurance Commissioner, related to the subject matter of this Order.
2. Within thirty days of the entry of this Order, American Southern will pay to the Insurance Commissioner a fine in the amount of \$1,000 (one thousand dollars).
3. Failure to pay the fine in full within thirty days of the entry of this order will constitute grounds for revocation of the certificate of authority held by American Southern in Washington State. It will also result in a civil action being brought by the Attorney General on behalf of the Insurance Commissioner, to recover the fine.

Executed this 14th day of August, 2006.

AMERICAN SOUTHERN INSURANCE COMPANY



By: Robert Knight
Printed Name: Robert Knight
Printed Corporate Title: Treasurer/Controller

Pursuant to the foregoing Findings of Fact, Conclusions of Law, and Consent to Order, the Insurance Commissioner orders as follows:

Order:

1. American Southern Insurance Company is ordered to pay, within thirty days of the entry of this order, a fine in the amount of \$1,000 (one thousand dollars).
2. Failure to pay the fine timely and in full will constitute grounds for revocation of the certificate of authority held by American Southern Insurance Company in Washington State. It will also result in a civil action being brought by the Attorney General on behalf of the Insurance Commissioner, to recover the fine.

Executed this 23rd day of August, 2006

MIKE KREIDLER
Insurance Commissioner

By: Marcia G. Stickler
Marcia G. Stickler
Legal Affairs Division